

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Allan Shepard
Abbot F. Clark
Nasreen Jacobson

Group Art Unit: 1612

Examiner: G. G. Huang

Serial No.: 10/537,052 (Conf. #8397)

Atty. Dkt. No.: 2335 US F

Filed: June 2, 2005

For: USE OF CATHEPSIN K INHIBITORS
FOR THE TREATMENT OF
GLAUCOMA

RESPONSE TO RESTRICTION REQUIREMENT

DATED APRIL 15, 2008

Commissioner for Patents
Washington, D.C. 20231

Sir:

This paper is submitted in response to the Office Action/Restriction Requirement dated April 15, 2008, for which the one-month date for response was May 15, 2008.

A request for a four-month extension of time to respond is included herewith along with the required fee. This four-month extension will bring the due date to September 15, 2008, which is within the six-month statutory period. Should such request or fee be deficient or absent, consider this paragraph such a request and authorization to deduct said fees from Alcon Laboratories Deposit Account No. **501051**.

Reconsideration of the application is respectfully requested.

I. RESPONSE TO RESTRICTION REQUIREMENT

The election/restriction requirement under PCT Rule 13.1 states that the present application claims more than one invention. The inventions are described as follows:

Group I (Claims 1-4), drawn to a method of treatment glaucoma by administering a composition comprising at least one cathepsin K antagonist; and

Group II (Claims 5-8), drawn to a composition comprising at least one cathepsin K antagonist.

Applicants are required to elect a single invention to which the claims shall be restricted.

For purposes of fully responding to the election/restriction requirement, Applicants elect the invention described in Group I, that is, claims 1-4.

The Restriction Requirement further states that the claims are directed to more than one species of the generic invention. Applicants are required to elect a single species to which the claims shall be restricted if no generic claim is finally held to be allowable. For purposes of fully responding to the election/restriction requirement, Applicants elect the species SB 331750, listed in claim 2.

Applicants reserve the right to request rejoinder of all species upon allowance of a generic claim and/or to pursue claims directed to the non-elected inventions and embodiments at a later time.

The Examiner is invited to contact the undersigned attorney at (817) 551-4321 with any questions, comments or suggestions relating to the referenced patent application.

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Respectfully submitted,

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